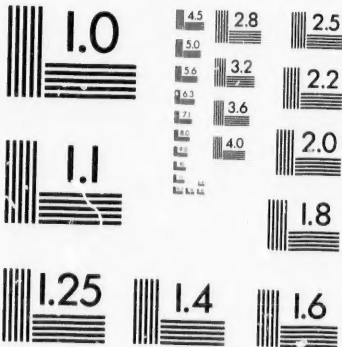


## (ANSI and ISO TEST CHART No. 2)



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*John Campbell*  
*Minister*

ACT  
—OF—  
INCORPORATION,  
—AND—  
BY-LAWS  
—OF THE—  
VANCOUVER STREET RAILWAYS COMPANY  
OF VANCOUVER,  
BRITISH COLUMBIA.

VANCOUVER.  
NEWS-ADVERTISER: PRINTING AND BOOKBINDING.  
1889.

To

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# AN ACT

## To Incorporate the Vancouver Street Railways Company.

WHEREAS, George Turner, Richard Plunkett Cooke and Frederick Colleton Innes have by their petition prayed for an Act of Incorporation for the purpose of constructing and operating Street Railways in the City of Vancouver and the lands adjacent thereto and for obtaining power to carry the objects of the proposed Company into effect ;

AND WHEREAS it is expedient to grant the prayer of the said petition :

THEREFORE, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows :

1. The said George Turner, Richard Plunkett Cooke and Frederick Colleton Innes and such other persons as shall hereafter become shareholders of the said Company are hereby constituted a body corporate and politic, under the name of "The Vancouver Street Railways Company," hereinafter called the "Company."

Vancouver Street  
Railway Com-  
pany.

2. The capital of the said Company shall be two hundred and fifty thousand dollars divided into two thousand five hundred shares of one hundred dollars each, but the capital may be increased by the shareholders as hereinafter provided.

Capital.

3. No shareholder in the said Company shall be in any manner liable or charged with the payment of any debt or demand due by the said Company beyond the amount of his, her or their subscribed share or shares in the capital stock of the said Company.

Liability of Share-  
holders.

Provisional Directors.

4. The said George Turner, Richard Plunkett Cooke and Frederick Colleton Innes shall be the provisional directors of the said Company to obtain subscriptions for stock and organize the said Company and shall hold office until the election of directors as hereinafter provided for.

Board of Directors.

5. So soon as ten thousand dollars of the capital stock has been subscribed the shareholders shall proceed to the election of a Board of Directors for the said Company and the provisional directors or a majority of them shall call a meeting of the shareholders for that purpose, first giving two weeks' notice thereof to the shareholders.

Election of Board of Directors and President.

6. The Board of Directors shall consist of five directors who shall be elected at the meeting to be called as provided for in the preceding section, each of whom shall be a shareholder of not less than one share; such election and every question to be decided at such election shall be decided by a plurality of the votes of the stockholders present in person or represented by written proxy, each share to have one vote. The directors so chosen shall immediately elect one of their own number to be president, which president and directors shall continue in office for one year and until such others shall be chosen to fill their places; and if any vacancy shall at any time happen by death, resignation or otherwise during the said year in the office of president or directors the remaining directors shall supply such vacancy for the remainder of the year; and the election of directors shall take place annually either on the anniversary of the day of the first election of directors or such other day as may be fixed by by-law as hereinafter mentioned.

Election of Directors not necessarily to be made on particular day.

7. If the election of directors be not made on the day appointed by this Act the Company shall not for that reason be dissolved but the shareholders may hold the election on any other day in the manner provided for by any by-law passed for that purpose, and all acts of directors until their successors are elected shall be valid and binding upon the Company.

Powers of Directors.

8. The directors shall have full power to make all by-laws for the management of the Company, the acquirement, management and disposition of its stocks, property and effects and of its affairs and business, the entering into arrangements and contracts, the declaration

and payment of dividends out of the profits of the said Company, the form and issuing of share certificates and the transfer of shares, the calling of special and general meetings of the Company, the appointment, removal and remuneration of all officers, agents, clerks, workmen and servants of the Company, the fares to be received from persons transported over the said railway or any part thereof and the remuneration for the transfer and delivery of all or any goods, chattels or effects transferred and delivered through the agency of the said Company and in general to do all things that may be necessary to carry out the objects and exercise any powers incident to the Company.

9. The directors may from time to time increase the capital stock of the said Company for such amount or amounts as occasion may require and also raise or borrow for the purpose of the Company any sum or sums of money not exceeding in the whole fifty per cent. of the subscribed capital stock by the issue of bonds or debentures in sums of not less than one hundred dollars, on such terms and credit as they may think proper and may pledge or mortgage all the property, tolls and incomes of the Company or any part thereof (as may be expressed upon the face of any bond or debenture) for the repayment of the moneys so raised or borrowed and the interest thereon; Provided always that the consent of the holders of a majority in value of the stock of the Company present or represented by proxy at a special meeting to be called and held for either or both of the purposes aforesaid, shall be first had and obtained.

Powers of Directors re capital.

10. The Company are hereby authorized and empowered to construct, maintain, complete and operate a single or double track street railway with all necessary switches, side tracks and turnouts and other requisite appliances in connection therewith, upon and along such streets within the City of Vancouver as the Mayor and Council of said City may direct, and under and subject to any by-laws of the corporation of the said city made in pursuance thereof, and also along any road or roads adjacent to the said city as the Commissioner of Lands and Works for the time being of the said Province shall specify, who shall fix the location of the railway over the said highways in said districts, and direct the paving, macadamizing, repairing and grading of such highways, and the construction, opening up and repairing of

Description of the Company's operations.



drains or sewers and laying of gas or water pipes in the said highways, and to take, transport and carry passengers upon the same by the force or power of animals or such other motive power as the said Company may deem expedient and to maintain and construct all necessary works, buildings, appliances and conveniences connected therewith, but all expenses consequent upon carrying out the directions of the Chief Commissioner of Lands and Works shall be solely borne by the Company.

Stock.

11. The stock of the said Company shall be deemed personal estate, and shall be transferable in such way as the directors shall by by-law direct.

Purchasing Powers  
of the Company.

12. The Company may purchase, lease, hold or acquire and transfer any real or personal estate necessary for carrying on the operations of the Company.

Collection of Fares.

13. The fare shall be due and payable by every passenger on entering the car and any person refusing to pay the fare when demanded by the conductor or driver and refusing to quit the car when requested to do so by the conductor or driver shall be liable to a fine of not more than \$20.00 recoverable with costs, before any two Justices of the Peace, Police Magistrate or Stipendiary Magistrate in the said Province, in like manner as fines are recoverable before Justices of the Peace under any Act for the time being in force in this Province.

Authority and Power  
of the Com-  
pany as regards  
roads, highways,  
etc.

14. The Company shall have full power and authority to use and occupy any and such parts of any of the streets and roads and highways aforesaid as may be required for the purposes of their railway track, the laying of the rails and the running of their cars, Provided always that the consent of the Mayor and Council of the said City, within the said City, and the Chief Commissioner of Lands and Works for the time being of the Province of British Columbia, adjacent to the said City respectively, shall be first had and obtained, who are hereby respectively authorized to grant permission to the said Company to construct their railway as aforesaid within their respective limits across and along and to use and to occupy the said streets or highways or any part of them for that purpose upon such condition and for such period or periods as may be respectively agreed upon between the Company and the said

City or the Chief Commissioner of Lands and Works aforesaid or either of them.

15. The Council of the said City and the said Company are hereby respectively authorized, subject to the provisions of this Act, to make and to enter into any agreement or covenant relating to the construction of the said railway for the paving, macadamizing, repairing and grading of the streets or highways, and the construction, opening of and repairing of drains or sewers and the laying of gas and water pipes in the said streets and highways, the location of the railway and the particular streets along which the same shall be laid, the pattern of rails, the time and speed of running the cars, the amount of fares to be paid by passengers, the time in which the works are to be commenced, the manner of proceeding with the same, and the time for completion, and generally for the safety and convenience of passengers, the conduct of the agents and servants of the company, and the non-obstructing or impeding of the ordinary traffic.

Agreements between City Council and Company.

16. The said city is hereby authorized to pass any by-law or by-laws, and to amend, repeal and enact the same, for the purpose of carrying into effect any such agreement and covenants containing all necessary clauses, provisions, rules and regulations for the conduct of all parties concerned and for the enjoining obedience thereto, and also for the facilitating the running of the Company's cars and for regulating the traffic and conduct of all persons travelling upon the streets and highways through which the said railway may pass.

Clause Authorising City to make By-Laws.

17. It shall be lawful for the said Company to enter into and carry out to completion any agreement with any person or persons or body corporate now having or hereafter acquiring the power or right to construct or work street railways in the said City of Vancouver or now having or hereafter acquiring such power in said adjacent lands for leasing, hiring or purchasing the plant and rolling stock belonging to any such person or persons or body corporate or for making running arrangements or amalgamating with any such person or persons or body corporate, such agreement to be approved by a plurality of the shareholders voting in person or by proxy at a special meeting to be held for that purpose in accordance with the by-laws of the Company, and every such agreement when so approved shall be valid

Authority for the Company to enter into agreements.



and binding according to the terms and tenor thereof, and any company or individual accepting and executing any such lease or agreement is hereby empowered to exercise all the rights and privileges in respect of such agreement in this charter conferred.

By-Laws 73 and 76 of the City of Vancouver and agreement of 11th February, 1889, to be valid and binding.

18. The by-law of the Corporation of the City of Vancouver passed on the 26th day of November, 1888, and being by-law No. 73, and by-law No. 76 amending the same, and the agreement made thereunder between the said corporation and the Vancouver Street Railway Company, Limited Liability, bearing date the 11th day of February, 1889, are hereby declared to be and shall from and after the passing of this Act be valid and binding upon the said Corporation and the Company hereby incorporated to all intents and for all purposes as if set forth in this Act and forming part thereof, subject to such changes or alterations as may hereafter be mutually agreed upon between them.

Limit of the Company's operations.

19. Nothing in this Act contained shall authorize the said Company to construct a street railway extending beyond a point five miles from the present municipal limits of the City of Vancouver.

Title.

20. This Act may be cited as the "Vancouver Street Railway Act, 1889."

# BY-LAWS

—OF—

## THE VANCOUVER STREET RAILWAYS COMPANY.



1. The fiscal or business year of the Company shall commence on January 1st, and terminate on December 31st, in each year.

Business Year.

2. The corporate seal of the Company shall be a circle containing the representation of a street railway car, with the name of the Company in full around the outer circle, an impression of which seal is hereto attached.

Seal of the Company.

3. The annual meeting of the stockholders of the Company shall be held at the office of the Company, in the City of Vancouver, on the first Monday in February of each year, at such hour as shall be named in the notice. Notice of the time and place of such meetings shall be given by printed or written notices, mailed by the Secretary to the stockholders at their residence as known, at least two weeks before the date of such meeting, and by publication in some newspaper published in the City of Vancouver, at least once in each week for two weeks preceding the date of such meeting, which notices shall be signed by the President or Secretary of the Company; but the omission of notice of such meetings, as herein provided, shall not invalidate the proceedings of any annual meeting held at the time and place herein provided.

Annual Meeting.

4. Special meetings of the stockholders shall be called by the President at any time, or by the Vice-president in his absence or disability, whenever requested to do so by a majority of the Board of Directors, or by any number of stockholders representing not less than one-fifth of the stock of the Company. Such requests shall be in writing, and shall state the business to be presented for consideration at the proposed meeting. Notice for such meeting shall be given in

Special Meetings.

the same manner as provided for the annual meeting of stockholders. At any special meeting no business shall be transacted that is not specified in the notice calling such meeting. Should the President, or in his absence or disability the Vice-president, refuse or neglect to call such special meeting within fourteen days from the receipt of such requisition, the persons signing such requisition may themselves convene a special meeting by giving notice as herein provided.

Special Meeting for  
election of Di-  
rectors.

5. Whenever for any cause no election of directors shall be held at the annual stockholders' meeting, as herein provided, such election may be held at a special meeting called for the purpose, at such time and place as may be named in the call for such meeting.

Order to be Ob-  
served at Meet-  
ings.

6. At all meetings of stockholders, whether annual or special, the President, or in his absence the Vice-president, shall preside, and the Secretary shall act as secretary of the meeting. In case of the absence of any of the above officers, a chairman and secretary (*pro tempore*) shall be chosen by the stockholders present, who shall act in the places of the absent officers. All elections shall be by ballot, and the presiding officer shall appoint two Inspectors of Election who shall examine all proxies, shall receive and deposit all ballots, and shall make a report in writing of the names of the persons voted for, and the number of votes cast for each. At the annual meeting the polls shall be open for at least one hour.

One-half the Cap-  
ital Stock to be  
Represented at  
Meetings.

7. At any meeting of the stockholders, whether annual or special, no business shall be transacted unless holders of at least one-half of the capital stock of the Company are represented in person or by proxy.

Proxys

8. Any stockholder may be represented at any meeting by proxy, but no proxy shall be recognized unless his authority shall be in writing.

Votes.

9. At all meetings of stockholders each share of stock shall entitle the person in whose name the certificate appears by the books of the Company, to one vote.

Board of Directors.

10. The Board of Directors shall be composed of 5 persons, each of whom shall be the holder of at least one share. They shall be elected at the annual meeting of the stockholders, and shall hold office

for one year, dating from the second Monday in February and until their successors are elected. A majority of the votes cast at any election for directors shall be necessary to a choice.

11. The Board of Directors shall hold its annual meeting for the election of officers on the first Monday of February in each year, at the office of the Company in Vancouver (excepting the year 1889), immediately after the general meeting at which they were elected, or as soon after as may be found convenient to all.

Annual Meetings

Regular monthly meetings of the Board of Directors shall be held at the office of the Company, in the City of Vancouver, on the first (1st) Tuesday in each month, at four (4) o'clock in the afternoon, or at such other time and place as may be mutually agreed upon.

Monthly Meetings

Special meetings shall be called at any time by the President, or in his absence by the Vice-president or Secretary, on the written request of at least two directors. Notice of such special meeting shall be given personally to each director, or by written or printed notice mailed to each director at his residence, at least two days before the date fixed for such meeting, unless all can make it convenient to attend at shorter notice.

Special Meetings

12. The Board of Directors shall at their annual meeting proceed to elect a President and Vice-president from their own number, and a Secretary-Treasurer, who shall hold their offices for one year and until their successors are duly elected, subject to removal at the pleasure of the Board of Directors.

Officers

13. In case of any vacancy in the Board of Directors, the board shall have power to fill such vacancy till the next annual meeting.

Vacancies of Directors

14. The Board of Directors may appoint such Committees, either permanent or special, as shall be in their judgment for the interest of the Company's business. They may also appoint such other officers or agents as they may deem best, and may prescribe their duties, and shall fix all salaries for such officers and for other employees.

Committees

15. At all meetings of directors, three of the number must be present in person to form a quorum for the transaction of business,

Number of Directors Necessary to form a Quorum.

who may represent also the two absentees by proxy given in writing, setting forth the special object of such proxy.

President.

16. The duties of the President shall be to exercise a general supervision over the business of the Company, and perform such duties as shall be presented by resolutions of the Board of Directors. He shall preside, when present, at all meetings of stockholders and the Board of Directors. He shall affix his signature under the seal of the company to all certificates of the stock, contracts or other legal papers to which the corporation may be a party.

Vice-Pres.

The duties of the Vice-president shall be to act as President and to perform all his duties, in his absence or disability.

Sec-Treas.

The duties of the Secretary-Treasurer shall be to keep a correct record of all meetings of the stockholders, and of the Board of Directors, to take charge of and safely keep the corporate seal of the Company and all papers and records belonging to the corporation, to issue and countersign all certificates of stock of the Company, to keep a record of such issues of stock, showing the names of all stockholders, and the number of shares held by each, and shall prepare and furnish to the inspectors of election at any stockholders' meeting a list of the stockholders of the corporation, and the number of shares upon which each stockholder is entitled to vote.

Sec-Treas.

To receive, collect and safely keep all moneys belonging to the corporation, and pay all current expenses of the corporation subject to such regulations as the Board of Directors may from time to time provide. He shall take and preserve vouchers for all payments he shall so make. He shall keep accurate books of accounts of all receipts and disbursements, shall make such reports and statements as may be ordered by the Board of Directors, and shall prepare a statement for the annual meeting of the directors showing the business of the previous year and the financial condition of the corporation. He shall give a bond for such amount as may be considered by the directors necessary, and shall perform such other duties as may from time to time be prescribed by the Board of Directors.

Certificates of Stock  
to be Signed and  
Sealed.

17. Certificates of stock of the Company shall be issued without fee to persons entitled to the same, which certificates shall be signed by

the President, or in his absence the Vice-president, and shall be countersigned by the Secretary-Treasurer, and shall have impressed thereon the corporate seal of the Company.

Such certificates shall be transferable by endorsement thereon duly executed in writing, by the party in whose name such stock stands recorded on the books of the Company. Provided, however, that such transfer shall not be recognized by the Company until the same is entered in the books of the Company and attested by the Secretary-Treasurer.

Transfers.

18. If several persons are registered as joint holders of any share, any one of such persons may give effectual receipt for any dividend payable in respect of such share or shares.

Receipts for Divi-  
dends by Joint  
Holders.

19. If such certificate is worn out or lost, it may be renewed on satisfactory proof being furnished of such loss. Any person holding a number of shares by one certificate, and being desirous of holding such shares by two or more certificates, shall be entitled to receive such two or more certificates without fee.

Certificates.

20. The directors may from time to time make such calls upon the members in respect of moneys unpaid on their shares, provided that no call shall exceed the sum of twenty-five per cent. of the share at any one time, and twenty days' notice shall be given of each call except the first, and each member shall be liable to pay the amount of calls so made to the persons and at the times and places appointed by the directors. Provided that the first call shall be payable forthwith, or on such notice as may be given by the directors.

Calls.

21. A call shall be deemed to have been made at the time when the resolution of the directors authorizing such call was passed.

Calls.

22. If the call payable in respect of any share is not paid before or on the day appointed for payment thereof, the holder for the time being of such share shall be liable to pay interest at the rate of one per cent. per month, payable monthly from the day appointed for the payment thereof to the day of actual payment.

Calls.

23. The directors may, if they think fit, receive from any member willing to advance the same, all or any part of the moneys due

Calls Paid In Ad-  
vance.



upon the shares held by him beyond the sums actually called for, and upon the moneys so paid in advance, or so much thereof as from time to time exceeds the amount of the calls upon the shares in respect of which such advance has been made, the Company may pay interest at such rate as the member paying such sum in advance and the directors agree upon.

Transfers.

24. The Company may decline to register any transfer of shares made by a member who is indebted to them.

Transfer Books.

25. The transfer books shall be closed during the fourteen days immediately preceding the annual meeting of the stockholders in each year.

Delinquent Share-  
holders.

26. If any shareholder fails to pay any call on the day appointed for the payment thereof, the directors may advertise in any newspaper published in Vancouver the name of the delinquent shareholder, with the number of shares standing in his name in the Company's books, and that such shares or so many thereof as will cover the amount due, together with interest and expenses, will be sold at auction within 60 days after such advertisement. If the amount due on such shares with interest and expenses shall not have been paid before the day advertised for sale, then such shares shall be sold in accordance with the advertisement. Provided that this article shall not apply to the first call, but if any member fails to pay the first call on the day appointed for the payment thereof after one week's notice of such delinquency, the share or shares in respect whereof such call has been made, shall without further notice to the member making default, be absolutely forfeited to the Company.

Sale of Delinquent  
Shares.

27. If at the sale of any delinquent shares, they will not realize the amount then due, with interest and expenses, they may be bought by the directors for the Company, and they shall then be the property of the Company, and be disposed of by the directors at such time and in such manner as they shall think proper.

Liabilities of De-  
linquent Share-  
holders.

28. Any shareholder whose delinquent shares have been disposed of by order of the directors, shall be liable to the Company for any amount due on them at the time of such sale, less the amount realized from such sale.

29. A Statutory declaration in writing that the call in respect of a share was made and notice thereof given, and default in payment of the call was made, and that the forfeiture of the share was made by a resolution of the directors to that effect, shall be sufficient evidence of the facts therein stated as against all persons entitled to such share, and such declaration and the receipt of the Company for the price of such share, shall constitute a good title to such share, a certificate of proprietorship shall be delivered to a purchaser, and thereupon he shall be deemed the holder of such share, discharged from all calls due prior to such purchase, and he shall not be bound to see to the application of the purchase money, nor shall his title to such share be affected by any irregularity in the proceedings in reference to such sale.

Form to be observed in Respect of Declin-  
quent Shares.

30. The directors may, with the sanction of a special resolution of the Company, previously given in general meeting, increase its capital by the issue of new shares, such aggregate increase to be of such amount as the Company in general meeting directs and be divided into shares of one hundred dollars each.

Increase of Capital

31. Subject to any direction to the contrary that may be given by the meeting that sanctions the increase of capital, all new shares shall be offered to the members in proportion to the existing shares held by them, and such offer shall be made by notice specifying the number of shares to which the member is entitled, and limiting the time within which the offer, if not accepted, will be deemed to be declined; and after the expiration of such time, or on receipt of an intimation from the member to whom such notice is given, that he declines to accept the shares offered, the directors may dispose of the same in such manner as they think most beneficial to the Company.

Increase of Capital

32. Any capital raised by the creation of new shares shall be considered as part of the original capital, and shall be subject to the same provisions with reference to the payment of calls and the forfeiture of shares on non-payment of calls or otherwise, as if it had been part of the original capital.

Increase of Capital.

33. If one or more person are jointly entitled to a share or shares, only one of such persons may vote in respect of such share or shares, and in the event of dispute the member whose name stands first shall have priority.

Joint Holders of  
Shares.

- Votes. 34. No member shall be entitled to vote at any general meeting unless all calls due from him have been paid.
- Removal of Directors. 35. The Company in general meeting may by a special resolution remove any director before the expiration of his period of office, and may by an ordinary resolution appoint another person in his stead; the person so appointed shall hold office during such time only as the director in whose place he is appointed would have held the same had he not been removed.
- Dividends. 36. The directors may with the sanction of the Company in general meeting declare a dividend to be paid to the members in proportion to their shares, and such dividends are to be declared semi-annually.
- Dividends. 37. No dividend shall be payable except out of the profits arising from the business of the Company.
- Funds for Contingencies. 38. The directors may set aside out of the profits of the Company, before recommending any dividend, such sum as they think proper, as a reserved fund to meet contingencies, or for equalizing dividends, or for repairing or maintaining the works connected with the business of the Company or any part thereof, and the directors may invest the sum so set apart as a reserved fund upon such securities as they may select.
- Deductions from Dividends. 39. The directors may deduct from the dividends payable to any member all such sums of money as may be due from him to the Company on account of calls or otherwise.
- Notice of Dividends. 40. Notice of any dividends that may have been declared shall be given to each member in a manner hereinafter provided.
- Dividends. 41. No dividend shall bear interest as against the Company.
- Notices: How to be Served. 42. A notice may be served by the Company upon any member personally or by sending it through the post in a prepaid letter, addressed to such member at his registered place of abode.
- Notices. 43. All notices directed to be given to members, shall with respect to any share to which persons are jointly entitled, be given to whichever of such persons is named first in the register of members; and notice so given shall be sufficient notice to all holders of such share.

44. A notice, if served by post, shall be deemed to have been served at the time when the letter containing the same would be delivered in the ordinary course of the post; and in proving such service it shall be sufficient to prove that the letter containing the notice was properly addressed and put into the Post Office.

Notices

45. These by-laws may be added to, altered modified or amended at any meeting of the Board of Directors, provided that notice of the proposed addition, modification or amendment has been given in writing at a previous meeting (regular or special) and further provided that at least a majority of the board, representing either in themselves or by proxy a majority of the subscribed stock of the Company, shall be necessary to enact any such addition, alteration, modification or amendment.

By-Laws: "Amendments Hereto."

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AGREEMENT  
BETWEEN  
THE CITY OF VANCOUVER  
AND  
THE VANCOUVER STREET RAILWAYS COMPANY  
(LIMITED).

FEBRUARY 11TH, 1889.

**This Indenture**, made in duplicate this Eleventh day of February, in the year of Our Lord One Thousand Eight Hundred and Eighty-Nine,

BETWEEN

THE CORPORATION OF THE CITY OF VANCOUVER,  
hereinafter called the CORPORATION, or the CITY,

*Of the First Part,*

AND

THE VANCOUVER STREET RAILWAYS COMPANY (LIMITED LIABILITY), hereinafter called the COMPANY,

*Of the Second Part.*

WHEREAS the parties of the second part are a body corporate, having their head office in the City of Vancouver;



AND WHEREAS the Corporation did by by-law number seventy-three and amendment thereto authorize and empower George Turner and Hiram P. McCraney, on behalf of themselves and others intending therefor to be formed into a joint-stock company, the Company to buy, own, construct, complete, maintain and operate a street railway, subject to the conditions therein expressed, and the Company has since been formed accordingly;

NOW THIS INDENTURE WITNESSETH that in consideration of the premises and of the sum of one dollar of lawful money of Canada, now paid by the Company to the Corporation (the receipt whereof is hereby acknowledged), they the Corporation, for themselves and their successors, do hereby grant unto the Company, their successors and assigns, the right, full permission and authority to construct, equip, maintain and operate, for the term of thirty years from the date of the passing of said by-law, a single or double track street railway, with all necessary switches, side tracks, turn-outs and other requisite appliances in connection therewith, upon and along the streets of the said City as herein-after mentioned, and subject to the terms and conditions contained in the By-Law and amendment thereto hereinafter in part recited.

Streets to be occupied by different sections.

Section 1.

SECTION 1. From Granville Street Bridge northerly along Granville Street to Hastings Street, thence easterly along Hastings Street to Westminster Avenue (where it will intersect with section two), thence southerly along Westminster Avenue and across False Creek Bridge to the intersection of Westminster Avenue and Dufferin Street, and continue to Sixth Avenue as soon as practicable.

Section 2.

SECTION 2. From the intersection of Campbell Avenue and Powell Street westerly along Powell Street to Westminster Avenue (where it will connect with section three), and thence southerly along Westminster Avenue to Hastings Street (where it will connect with section one).

Section 3.

SECTION 3. From the intersection of Granville and Hastings Streets northerly along Granville Street to Cordova Street, to Carrall Street, and thence easterly to Westminster Avenue.

SECTION 4. From the western end of Georgia Street, near the bridge over Coal Harbor, and easterly along Georgia to Pender Street, thence along Pender to Burrard Street, thence northerly to Hastings Street, thence along Hastings to Granville Street.

Section 4

SECTION 5. From the junction of Campbell Avenue and Powell Street southerly along Campbell Avenue to Hastings Street, and easterly along Hastings to the City limits, and continue to the Eastern Park.

SECTION 6. From the intersection of Hastings Street and Westminster Avenue easterly along Hastings Street to the City limits, whenever the grade of said street near to blocks 68 and 69 is made by the City practicable for a street railway to be worked over it.

Section 6

SECTION 7. From Granville westerly to Stanley Park, either along Pacific Street or Beach Avenue.

Section 7

II. The construction of the lines, for the construction where permission is hereby given, shall be commenced first with section one, within ninety days from the date of the passing of the said by-law, and be prosecuted with such energy and dispatch as will secure the completion, equipment and operation of sections one, two and three within twelve months from the date of passing of the said by-law; of sections four and five within three years; of section six within three years, or as soon thereafter as the grade before-mentioned shall be made practicable; and of section seven within four years.

Sections 1, 2 and 3  
to be completed  
within twelve  
months; sections  
4, 5 and 6 with-  
in three years;  
section 7 with-  
in four years.

III. The Company shall be bound in a bond to the City for the sum of ten thousand dollars (\$10,000) to equip and complete sections one and two within the time specified, unless the failure to equip and complete as aforesaid shall arise from some cause beyond the control of the Company, and excepting that portion of section one between Dufferin Street and Sixth Avenue; and in case the Company shall fail to construct, equip and put in operation either the whole or any portion of sections three, four, five, six and seven within the times hereinbefore mentioned respectively, unless the failure arise from some cause beyond the control of the Company (section six being always subject to the change of grade), then in that case the permission herein

Company to be  
bound in bond  
of \$10,000 to  
complete sec-  
tions within  
specified time.

given them to construct and operate said sections shall be determined and at an end for all such portions of same as shall not then be in operation.

Railway to be approved by City Engineer.

IV. Said railway may, until the present temporary planking and road-bed of the streets through which it is to pass is replaced by one of a permanent character, be constructed in such temporary manner as may be approved by the city engineer, or other person appointed by the City, provided no unnecessary obstruction is offered to ordinary traffic during or after construction. When, however, the road-bed on such streets is constructed by the City on a solid and permanent basis, then the Company shall construct a thoroughly good and substantial street railway, and to the satisfaction of the city engineer or other person appointed by the City, both as to grades, location, weight and form of rail, and mode of construction.

Motive Power.

V. The cars may be moved by horses, mules, electricity, gas or cable at the option of the Company, as they may at any time or from time to time determine, and shall be run at a rate of speed not exceeding six miles per hour; provided, however, that in no case shall cars be required to run between midnight and six o'clock a.m., nor oftener than once in every thirty (30) minutes, excepting that between the hours of six and nine in the morning and four and seven in the afternoon the Company may be required by resolution of the city council to run said cars every twenty minutes for the whole or any portion of such periods. But nothing in this clause is intended to prevent the Company from running their cars at any other time or as often as they see fit.

Speed.

Cars not required to be run between 12 p. m. and 6 a. m.

Fare.

VI. In no case shall the fare exceed five cents for the conveyance of one passenger making a continuous trip from one part of the city to another, whether such trip shall be over the line or lines of any other person, persons or company which may hereafter be constructed. In the event of a passenger being carried over the lines of different railways, there shall be a division of the fare between the owners of such railways according to the length of the line of each railway; provided always that the fare for one continuous trip from point to point within the city shall be limited to five cents.

Gauge, Rails, Etc.

VII. The gauge of such railway shall be four feet eight and one-

half inches. The temporary rails of said road may be strip-iron, at the option of the Company. The tracks of said railway shall be laid in the centre of the streets through which it passes. In the event of a double track being required to be laid in any street, the consent of the Board of Works shall be had and obtained by the Company. The permanent track of the Company shall be laid flush with the streets.

VIII. Before breaking up, opening or interfering with any part of said streets for the purposes of constructing said railway, the Company shall give to the city engineer for the time being ten days' notice in writing of their intention to do so; and no more than fifteen hundred lineal feet of the said streets shall be broken up or opened at any time, unless authority so to do shall have been given by the Board of Works. And when the work thereon shall have been commenced, it shall be proceeded with so far as practicable without intermission and as rapidly as the same can be carried on, with due regard to the proper and efficient construction of the same.

Construction of  
Railway

IX. During the time of constructing the railway and laying the rails, or thereafter repairing the same, a free passage for vehicles over the streets shall be maintained; and immediately after said rails have been laid, or repairs done, the surface of the streets shall be reduced to a condition as nearly as possible similar to that in which it was before the commencement of the work of construction or repairs.

Traffic not to be  
impeded.

X. The city authorities, or any duly authorized person, persons or companies being first authorized by the city council, shall have the right to take up and to remove all rails, roadways or tracks necessary for the purpose of paving, grading, gravelling or macadamizing said streets, and for all other purposes within the province of said City, or such duly authorized person, persons or company as aforesaid, without being liable to any claims or demands for compensation or for damages arising from any delays that may be occasioned to the working of the railway, or to the works connected therewith, by reason of such taking up of any such street or removal of any such rails, track or roadway as aforesaid, other than for negligence; provided always, that should the said city authorities or duly authorized person, persons or company take up any such street, streets or highways necessary for the purposes aforesaid, the said city authorities or duly authorized person, persons or company shall, without any unnecessary delay, repair such street

City to have power  
to remove track  
for paving  
roads, &c.

track or roadway, and replace such rails at their own proper costs and charges, and shall leave such track and roadway in the same or in an equally good condition as that in which it was found by them before being taken up or removed.

Cars.

XI. The Company shall place and continue on said railway track good and sufficient cars for the convenience and comfort of passengers. Each car shall be numbered on the outside and inside, and passengers only shall be carried in such cars, except as hereinafter mentioned.

Freight.

XII. The Company shall not be obliged to carry packages, baggage or freight exceeding in weight twenty-five pounds for any one passenger.

Conductors.

XIII. The conductors on said cars shall announce to the passengers the names of the streets and public squares as the cars reach them.

Removal of snow  
and ice.

XIV. Whenever it shall be necessary to remove any snow, ice or dirt from any of the tracks of the Company, the same shall be removed by the Company in such a manner as not to obstruct the ordinary traffic.

Collection of fares.

XV. The Company shall have the right to charge and collect from every person, on entering any of their cars for the purpose of riding any distance within the city, a sum not to exceed five cents. Any person refusing to pay the said fare may be removed from any such car.

Liabilities of Com-  
pany.

XVI. The Company shall be liable for all damages arising out of the construction and operation of their railways.

Cars to have Right  
of Way

XVII. The cars of the Company shall be entitled to the right of way on the tracks of said railway. All vehicles, however, may travel on, along or across said track; but any vehicle, horse, man or foot-passenger upon the track shall turn out on the approach of any car, so as to leave the track clear for the passing of cars. But in case of fire, the hose of the fire-brigade if laid across the track shall not be interfered with by the Company, and the cars of the Company shall be

Exception in case  
of Fire Engines,  
Etc.

stopped to allow the passage of all fire-engines, fire-brigades and appliances.

XVIII. The said street cars shall not stop on any street crossing. Stoppage of cars.  
When leaving or receiving passengers, the cars shall be stopped at street foot-crossings, so as to leave the rear platform as near the edge of the crossing as possible, and no cars shall be left standing in the street at any time, unless receiving or leaving passengers.

XIX. The cars after dark shall be provided with colored lights, Lights, Bell, Etc.  
both front and rear; and at all times a bell shall be attached to the harness of each horse or mule, or if any other motive power be used, such other signal shall be attached to the car as the council may reasonably require.

XX. The Company shall employ careful, sober, well-behaved and Conductors and Drivers  
prudent conductors and drivers on their cars, and it shall be the duty of such conductors and drivers, as far as practicable, to keep vigilant watch for all teams, carriages or persons on foot or horseback, either on the track or moving towards it, and on the first appearance of danger the car shall be stopped in the shortest possible space and time.

XXI. Any of the conductors or drivers employed by the Company who may be guilty of using profane, abusive or insulting language, or of overcharging, or of being drunk or disorderly, upon conviction before the city police magistrate, the mayor, justice or justices of the peace having jurisdiction, shall be liable to the fines and penalties set forth in clause number thirty-two of the said by-law. Abusive Language  
Etc., of Drivers  
and Conductors.

XXII. In the event of the Company electing to move its cars by horses or mules, the roadway between the rails and eighteen inches beyond on either side shall be kept in proper order at the expense of the Company; and whenever the City shall decide to gravel, pave or macadamize the street, streets or highway traversed by the Company, the Company shall gravel, pave or macadamize the portion occupied by the track or tracks and a portion extending eighteen inches on each side thereof, and at their own expense. But in the event of the Company electing to move its cars by electricity, in connection with which there can be no wear and tear to the road-bed from the passing of such cars, then in that case there shall be no responsibility to the Motive Power, if  
Horses or Mules.  
Motive Power, if  
Electricity.



Company to construct or keep in repair any portion of said road-bed over which it passes, except that part under the rails and eight inches on each side.

Neglect to keep  
track in good  
condition.

XXIII. Should the Company neglect to keep their track and such roadway and crossings between and on each side of the tracks to the extent of eighteen inches, in good condition, or to have the necessary repairs made thereon, as provided by section twenty-three of the said by-law, the city engineer or other officer duly authorized shall give notice thereof to the Company, requiring such repairs to be made forthwith, and if not made within a reasonable time, the city engineer or other proper officer may cause said repairs to be made, and the cost thereof may be recovered in any court of competent jurisdiction, with costs of prosecution. Provided always, that no responsibility to the Company shall exist for any construction or repairs to the roadway should the cars be moved by electricity or other similar power, from which no damage to said road-bed can result except that part under the rails and eight inches on either side.

Privileges of the  
Company.

XXIV. The privileges hereby granted to the Company shall extend over a period of thirty years from the date of the passing of the said by-law; but at the expiration thereof the City may, after giving six months' notice prior to the expiration of said term, of their intention to alter the terms of the said by-law in such a manner as may be mutually agreed upon between the City and the Company, or assume the ownership of the railway and all real and personal property in connection with the working thereof on payment of their value, to be determined by arbitration; and in case the City should fail in exercising the right of altering the terms of the said by-law as aforesaid, or of assuming ownership of said railway at the expiration of thirty years as aforesaid, the Corporation may at the end of every five years to elapse after the first thirty years exercise the same rights of alteration of the terms of the said by-law as aforesaid, or assuming ownership of the said railway and of all real and personal estate thereunto appertaining after one year's notice, to be given preceding the expiration of every fifth year as aforesaid, and upon payment of their value to be determined by arbitration. And the privileges hereby granted to the Company shall be deemed to be extended until said City shall have exercised the right to purchase or of alterations of the

terms of the said by-law as aforesaid, and as if such extended time had been originally fixed by the said by-law.

XXV. In the event of any other parties proposing to construct street railways on any of the streets not occupied by the Company to whom the privilege is now to be granted, the nature of the proposal thus made shall be communicated to the Company, and the option of constructing such proposed railway shall be offered to the Company; and the Company shall have the privilege of building such proposed railway, on the terms and conditions mentioned in the said by-law, mutually agreed upon as hereinbefore provided, and the Company shall thereupon begin the construction and equipment of such railway within reasonable time. But if not accepted within thirty days, then the City may grant the privilege to such other parties.

Offers of other  
Companies to  
construct Street  
Railways

XXVI. In the event of the Company refusing to construct any portion or portions of the lines heretofore specified, or such other street railway as provided for in the foregoing clause, and permission be given to another company to construct same, then in that case such other company shall have the right to use a portion of the railway track of the Company not to exceed two blocks, and shall pay therefor such annual sum or such proportion of cost of maintenance of such track as may be agreed upon by the companies; and in case they cannot agree, it may be awarded by arbitration. And in case such other company shall refuse or fail to pay such annual sum or such proportion of the cost of maintenance so awarded, as and when the same shall become due, then and in such case such company shall not have the right to use the track of the Company while such sum shall remain unpaid.

Refusal of Company  
to construct  
Lines

XXVII. The arbitration as aforesaid shall be conducted by three arbitrators, one to be chosen by each of the parties hereto, and the third appointed by the two chosen as aforesaid. In the event of either party hereto failing, neglecting or refusing to choose an arbitrator for one month after being requested by the other party (in writing) to do so, then the other party who makes such request shall appoint the arbitrator for and on behalf of the party hereto failing, neglecting or refusing as aforesaid; and in the further event of the said two arbitrators being unable or failing to agree upon the said

Arbitration.

third arbitrator for one week after their appointment, or the appointment of one of them who was last appointed, then such third arbitrator shall be chosen by any justice of the supreme court for the province of British Columbia, or a county court judge having jurisdiction in the city of Vancouver.

Penalties for non-compliance with this agreement.

XXVIII. In case the Company shall fail to commence or complete or equip said railway or any part of it within the times hereinbefore limited, or in case after the same shall be completed the Company shall fail or neglect to run regularly or in accordance with the provisions of the said by-law, cars for the accommodation of the public sufficient for that purpose, or in case the Company shall fail to operate any portion or the whole of their lines for the period of six months, or shall do or omit to do anything the doing or omission of which under the provisions of the said by-law causes the forfeiture of the rights hereby conferred on the Company, the Company shall forfeit all privileges, franchises and rights which they shall acquire or are conferred on them under the provisions of the said by-law over such portion of their railway on which default has been made, and the roadway, track and rails, or such part of them in relation to which such default has been made, shall thereupon become and be vested in the City, at a valuation to be determined upon by arbitration as aforesaid; or at the option of the city council the Company shall remove their rails from said track or portion of said track, and place the paving of such street or highway in a condition similar to that in which the remainder of such street or highway may then be. Provided, this clause shall only apply to wilful default by the Company.

Penalties for non-compliance with this agreement.

XXIX. In case the said Vancouver Street Railway Company (Limited) shall fail to commence or complete or equip said railway or any part of it within the respective times hereinbefore limited, or in case after the same shall be completed the said Company shall fail or neglect to run regularly and in accordance with the provisions of this by-law, cars for the accommodation of the public sufficient for that purpose, or in case the Company shall fail to operate any portion or the whole of their lines for a period of six months, or shall do or omit to do anything the doing or omission of which under the provisions of this by-law causes a forfeiture of the rights hereby conferred on the said Company, the said Company shall forfeit all privileges, franchises

and rights which they shall acquire or are conferred on them under the provisions of this by-law over such portion of their railway on which default has been made, and the roadway, track and rails, or such part of them in relation to which such default has been made, shall thereupon become and be vested in the Corporation of the city of Vancouver, at a valuation to be determined upon by arbitration as aforesaid; or at the option of the city council the said Company shall remove their rails from said track or portion of track, and place the paving of such street or highway in a condition similar to that in which the remainder of such street or highway may then be.

XXX. This by-law, or the rights and privileges and permissions therein contained, shall not take effect or be in force until an agreement based upon the conditions and provisions herein stipulated shall have been entered into and executed, on the one side by the Company, and on the other by the Mayor on the part of the City of Vancouver; and the Mayor is hereby authorized and required to execute, in the name of the said City and under its common seal, the agreement hereinbefore mentioned at any time within sixty days from the time this by-law comes into force, but not afterwards.

By-Law to be executed within 60 days from date.

XXXI. The Company shall, as soon as this by-law is passed, be incorporated under the act of 1878, or any other act; and after such incorporation the stock-books of said Company shall be open to the public for thirty days, and any citizen of Vancouver shall have the right to purchase not exceeding \$500 of the stock of said Company; and until after the expiration of said thirty days, no person shall purchase or have more than \$500 of the capital stock in said Company. The capital stock of said Company shall be \$250,000, in twenty-five hundred shares of \$100 each; and this by-law shall not come into force until \$40,000 of said stock is taken up or subscribed.

Incorporation

AND THIS INDENTURE FURTHER WITNESSETH, that in consideration of the granting of the rights and privileges which are by the said by-law granted by the said Corporation to the said Company, doth for itself, its successors and assigns covenant, promise and agree with the said Corporation and its successors in manner following, that is to say:

THAT the said Company, its successors and assigns will in all things

conform to, obey, fulfil and keep all and every the conditions, stipulations and provisions upon, under and subject to which the said rights are by the said by-law granted to the said Company, and will do so and perform all acts, matters and things which the said by-law provides are to be done by or on behalf of the said Company, and will not do anything which the said by-law provides are not to be done by the said Company.

AND the said Corporation doth hereby ratify and confirm the said by-law and all the provisions thereof, and the rights and privileges thereby granted to the said Company, subject, however, to all the conditions, stipulations, provisions and conditions in the said by-law contained.

## BY-LAW No. 76.

### A By-Law to Amend By-Law No. 73.

WHEREAS it is necessary and expedient to amend a By-Law of the City of Vancouver, authorising the Vancouver Street Railway Company to lay down, construct, equip, complete, maintain and operate a Street Railway within the limits of the City of Vancouver, known as By-Law No. 73 of said city.

THEREFORE be it enacted by the Mayor and Aldermen of the City of Vancouver, in council assembled, as follows :

That Section two of said By-law be repealed, and the following Section be substituted therefor:

#### I.

SECTION one of said Street Railway shall extend from Granville street bridge northerly along Granville street to Hastings street, thence easterly along Hastings street to Cambie street, thence northerly along Cambie street to Cordova street, thence easterly along Cordova street to Carrall street, thence northerly along Carrall street to Powell street, thence easterly along Powell street to Westminster avenue

Streets to be occupied by different sections.



Section 1. where it will connect with Section two of said Street Railway, thence southerly along Westminster avenue to Dufferin street, and be continued to Sixth avenue as soon as practicable;

Section 2. SECTION two of said Street Railway shall extend from the intersection of Campbell avenue and Powell street westerly along Powell street to Westminster avenue, where it will connect with Section one;

Section 3. SECTION three of said Street Railway shall extend from the intersection of Granville and Hastings streets northerly along Granville street to Cordova street, thence easterly along Cordova to Cambie street, where it shall meet Section one;

Section 4. SECTION four of said Street Railway shall extend from Cambie street, where it intersects Hastings street, thence easterly along Hastings street to Westminster avenue, where it shall intersect with Section one;

Section 5. SECTION five of said Street Railway shall extend from the western end of Georgia street, near the bridge over Coal Harbor, and easterly along Georgia street to Pender street, thence along Pender street to Burrard street, thence northerly along Burrard to Hastings street, thence easterly along Hastings street to Granville;

Section 6. SECTION six of said Street Railway shall extend from the junction of Campbell avenue and Powell street southerly along Campbell avenue to Hastings street, and easterly along Hastings street to the city limits, and to continue to the eastern park.

Section 7. SECTION seven of said Street Railway shall extend from the intersection of Hastings street and Westminster avenue easterly along Hastings street to the city limits whenever the grade of said street near to blocks 68 and 69 is made by the city practicable for a street railway to be worked over it;

Section 8. SECTION eight of said Street Railway shall extend from Granville

street westerly to Stanley Park, either along Pacific street or Beach avenue.

## II.

SECTION three of said By-Law is amended by striking out the figure "3" in the seventh line thereof, and inserting the word "and" between the figures "1 and 2" in the same line, and by striking out the figure "4" in the eighth line and inserting the figure and word "3 and" before the figure "7" in the eleventh line of said Section. Section 3 of By-Law.

## III.

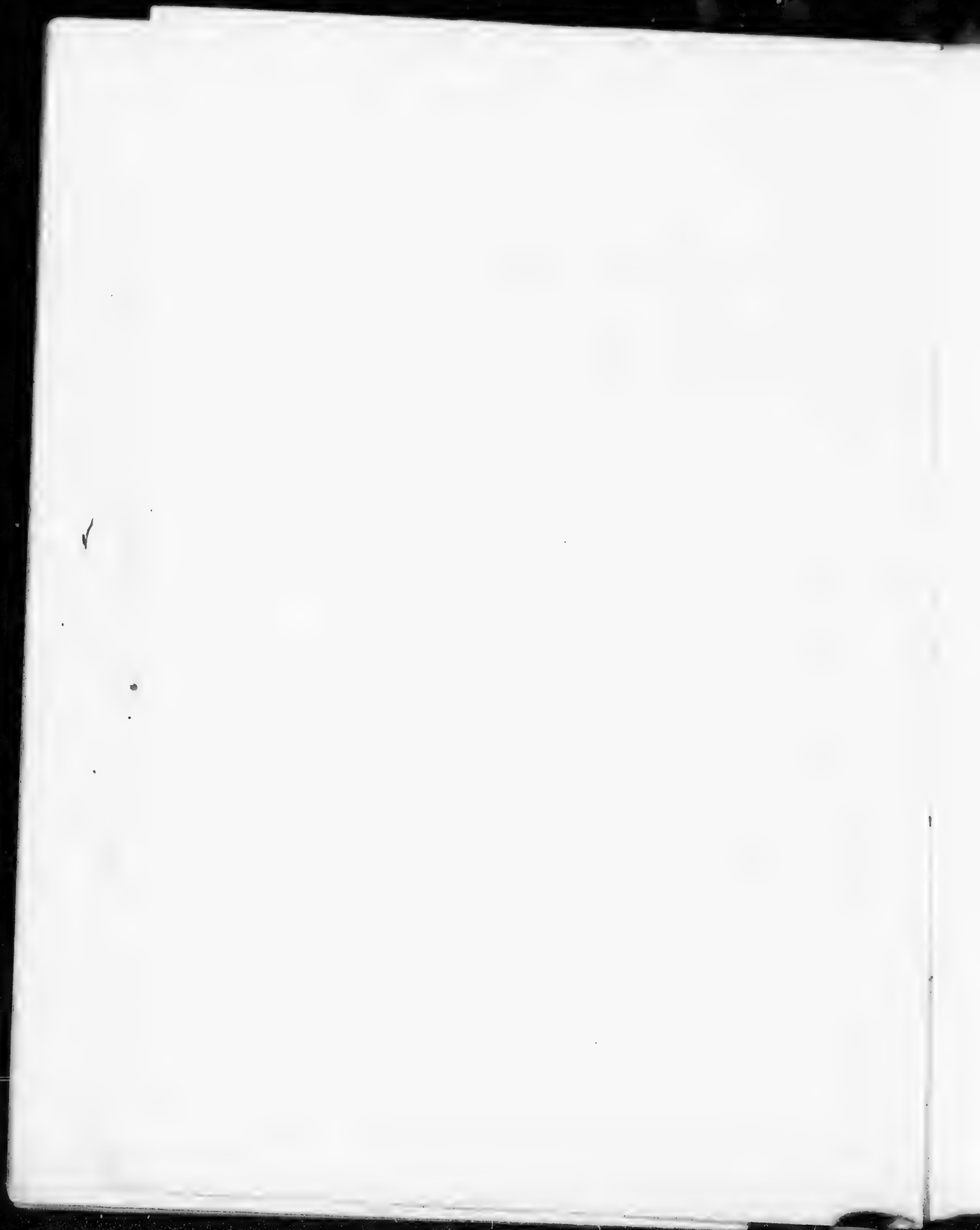
SECTION four of said By-Law is hereby amended by striking out the word and figure "and 3" in the fourth line and inserting the word "and" between the figures "1 and 2" in said line, and by inserting the figure "3" before the figure "4" in the eleventh line of said Section, and by the word and figure "and 8" after the figure "7" in said line. Section 4 of By-Law.

## IV.

SECTION 31 of said By-Law is hereby amended by striking out the figures "40,000" in the last line but one of said Section and inserting the figures "20,000." Section 31 of By-Law.

Done and passed in open council this 4th day of February,  
A. D. 1889.

Date.



Certified correct as passed third reading on the 5th day of March,  
1890. S. Y. WOOTTON, *Law Clerk*.

No. 15.

Mr. O. R.

## BILL.

An Act respecting the Vancouver Street Railways Company and the Vancouver Electric Illuminating Company, Limited Liability.

WHEREAS the said the Vancouver Street Railways Company was incorporated by the "Vancouver Street Railway Act, 1889," passed by the Legislative Assembly in the fifty-second year of Her Majesty's reign :

And whereas the Vancouver Electric Illuminating Company, Limited Liability, is a Company duly incorporated under the "Companies Act, 1878:"

And whereas the said Companies have by their petition represented that they are desirous of obtaining power to amalgamate or consolidate with the Vancouver Electric Railway and Light Company, Limited Liability, hereinafter called the said Corporation, being a Company duly incorporated under the provisions of the "Companies Act, Part II. Companies Act, 1878," (Provincial) and amending Acts, and that the powers of the said Corporation should be enlarged to enable such amalgamation or consolidation to be effected without prejudice to the powers conferred upon any of the said Companies :

And whereas it is expedient to comply with the prayer of the said petition :

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows :

1. It shall be lawful for the said Companies to unite with each other and to enter into all contracts and agreements necessary to such union.

2. It shall be lawful for the said Companies to amalgamate and to consolidate their stock, property, and franchises.

3. The Directors of the said Companies respectively may enter into a joint agreement, in duplicate, under the Corporate seals of each of the said corporations, prescribing the terms and conditions of such union, amalgamation and consolidation, the mode of carrying the same into effect, including the manner of converting the capital stock

of each of the Corporations into that of the said Corporation, with such other details as they shall deem necessary to perfect such organization and the consolidation and amalgamation of the said Corporations, and the after management and working thereof.

4. Such agreement shall be submitted to the stockholders of each of the said Corporations at a meeting thereof to be held separately for the purpose of taking the same into consideration: notice of the time and place of such meetings and the object thereof shall be given by written or printed notices addressed to each of the persons in whose names, at the time of giving such notice, the capital stock of such Corporations shall stand on the books of such Corporations, and delivered to such persons respectively, or addressed to them by mail postpaid and registered, if their post office address shall be known to the Secretaries of such Corporations, and also by a general notice to be published in a daily newspaper published in the City of Vancouver for two successive weeks. At such meeting of stockholders, such agreement shall be considered and a vote by ballot taken for the adoption or rejection of the same, each share entitling the owner thereof to one vote, and the ballots to be cast in person or by proxy, and, if three-fourths of the votes of all the stockholders of such Corporations shall be for the adoption of such agreement, then that fact shall be certified upon each of the said duplicates by the Secretary of each of such Corporations under the Corporate seals thereof, and if the said agreement shall be so adopted at the respective meetings of the stockholders of each of the said Corporations, one of the duplicates of the agreement so adopted, and of the said certificate thereon, shall be filed in the office of the Provincial Secretary of the Province of British Columbia, and the said agreement shall from thence be taken and deemed to be the agreement and act of consolidation and amalgamation of the said Corporations, and a copy of such agreement so filed and of the certificates thereon properly certified shall be evidence of the existence of such amalgamation and consolidation upon the terms and conditions therein contained.

5. Upon the making and perfecting of the said agreement and act of consolidation, as provided in the next preceding section, and filing the said agreement as in the said section provided, the said Corporations shall be deemed and taken to be consolidated and to form one Corporation by the name of "The Vancouver Electric Railway and Light Company, Limited Liability," with a common seal, and shall possess all the rights, powers, privileges and franchises without any limit as to time or otherwise, and be subject to all the disabilities and duties of each of such Corporations so consolidated and united except as herein provided. The number and names of the Directors thereof.

and who shall be the first Directors thereof, the number of shares of the capital stock and the amount or par value of each share, shall be as may be set forth in the said agreement.

6. Upon the consummation of such act of consolidation as aforesaid, all and singular, the property, real, personal and mixed, and all rights and interests appurtenant thereto, all stock, subscriptions and other debts due on whatever account, and other things in action belonging to such Corporations, or any of them, shall be taken and deemed to be transferred to and vested in the said Corporation without further act or deed, and no contract or agreement heretofore entered into by any of the said Corporations shall be impaired or prejudiced by such consolidation, but every such contract or agreement shall thereupon be deemed to have been entered into with the said Corporation, provided, however, that all rights of creditors and all liens upon the property of any of such Corporations shall be unimpaired by such consolidation, and all debts, liabilities and duties of any of the said Corporations shall henceforth attach to the said Corporation and be enforced against it to the same extent as if the said debts, liabilities and duties had been incurred or contracted by it, and provided, also, that no action or proceeding by or against the said Corporations so consolidated, or any of them, shall abate or be affected by such consolidation, but, for all the purposes of such action or proceeding, such Corporation may be deemed still to exist, or the said Corporation may be substituted in such action or proceeding in the place thereof.

7. The Directors of the said Corporation may, from time to time, increase the capital of the said Corporation to such amount or amounts as occasion may require; and also raise or borrow, for the purposes of the said Corporation, any sum or sums not exceeding in the whole, at any time, the amount of capital stock thereof, by the issue of bonds or debentures in sums of not less than \$100 each, and upon such terms and credit as they may think proper; and may pledge or mortgage all the property, tolls and income of the said Corporation, or any part thereof, for the re-payment of the moneys so raised or borrowed and the interest thereon; and the said bonds, when issued, shall be a first charge on all the property of the Company: Provided, always, that the consent of three-fourths in value of the shareholders of the said Corporation present or represented by proxy shall be first had and obtained at a special meeting to be called and held for either or both of the purposes aforesaid.

8. All the powers and rights of any kind now held or heretofore given to any of the said Corporations shall, on such consolidation or

amalgamation, be vested in, held, exercised and enjoyed by the said Corporation.

9. From and after the consummation of such act of consolidation as aforesaid, the acts under which the said Corporation was incorporated shall be construed as applying to the said Corporation so far only as they are not repugnant to or inconsistent with the said "Vancouver Street Railway Act, 1889," or this act.

10. This Act may be cited as the "Vancouver Electric Railway and Light Company's Act, 1890."



## Certificate of Incorporation

**WE**, the undersigned, hereby certify that we desire to form, under the provisions of the "Companies Act," Part 2, "Companies Act, 1878," (Provincial) and amending Acts, a company, as hereinafter mentioned.

1. The name of the company shall be "Vancouver Electric Railway and Light Company, Limited Liability."

2. The objects for which the company is formed are:

(a.) To construct, erect and operate, within the City of Vancouver, and any other city or cities which are or hereinafter may be within the Province of British Columbia, and in any other place or places in the said Province without any such city, all works, plant, machinery, apparatus, appurtenances, instruments, appliances and conveniences, used in or in connection with the business of lighting by electricity, and the use of electricity as a motive power, for all and any purpose or purposes whatsoever; and to provide, furnish and supply such light and motive power, or either of them, to any person or persons, body or

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(b.) To provide by sale or lease or otherwise any person or persons, body or bodies corporate, carrying on business within the said Province, requiring the same, with any such works, plant, machinery, apparatus, appurtenances, instruments, appliances and conveniences as aforesaid.

(c.) To take or otherwise acquire and hold or sell shares, stock, debentures, or any other interest in any other company or companies in which the liability of the members is limited, carrying on business within the said Province, whether formed or to be formed, the object or one of the objects whereof is or involves the providing or use of electricity for lighting or as a motive power, for all and any purpose or purposes whatsoever, or carrying on any business capable of being conducted so as directly or indirectly to benefit this company.

(d.) To purchase and hold and sell real and personal estate for the purposes of the company, and generally to do such acts as are incidental or conducive to the attainment of the objects of the company.

3. The amount of the capital stock of the company shall be five hundred thousand dollars, divided into five thousand shares of one hundred dollars each.

4. The time of the existence of the company shall be fifty years.

5. The number of the trustees shall be five, namely: Geo. Turner, Henry E. McKee, Richard P. Cooke, Chas. D. Rand, and Thomas Dunn, who shall manage the concerns of the company for the first three months.

6. The principal place of business of the company shall be in the City of Vancouver.

7. A stockholder shall not be individually liable for the debts or liabilities of the company, but the liability of a stockholder shall be limited to his proportion (based upon the amount of his respective shares) to assessments legally levied, and the charges thereon, if advertised as delinquent during the time that he is a stockholder, upon a share or shares of which he is the holder, as shown by the stockholders' register book of the company; assessments and charges thereon, when taken collectively, shall not exceed in the aggregate the value in dollars printed, or shown upon each share when issued.

In testimony whereof, the parties hereto have made, signed and acknowledged these presents in duplicate on the 15th day of November, A.D. 1889.

Made, signed and acknowledged (in duplicate) before me, at the City of Vancouver, this 15th day of November, A. D. 1889.

GEO. TURNER,  
HENRY E. MCKEE,  
R. P. COOKE,  
C. D. RAND,  
THOMAS DUNN.

F. W. ROUNSEFELL,

Notary Public, British Columbia.

Filed (in duplicate) 4th December, 1889.

C. J. LEGGATT,

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Registrar of Joint Stock Companies.